

APR 27 2011

**DEMAND FOR PAYMENT
URGENT LEGAL MATTER - PROMPT REPLY NECESSARY
CERTIFIED MAIL NUMBER:
RETURN RECEIPT REQUESTED**

Ms. Becky Jolin
1900 San Jacinto Center
98 San Jacinto Boulevard
Austin TX, 78701-4238

**Re: Gerdau Ameristeel 2008 Scrap Fire Midlothian,
Ellis County, Texas; Demand for Payment**



636479

Dear Ms. Jolin:

The purpose of this letter is to inform Gerdau Ameristeel (hereinafter Gerdau Ameristeel, Gerdau, you or your) that the United States Environmental Protection Agency (EPA) conducted Response Actions at the Chaparral Steel Midlothian, LP facility located in Midlothian, Ellis County, Texas. The EPA was authorized to take these actions by the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. § 9601 et seq. The EPA has incurred cost with respect to the response actions taken at the Site and is requesting reimbursement.

Under Section 106(a) of CERCLA, Potentially Responsible Parties (PRPs) may be required to perform or pay for cleanup actions to protect the public health, welfare, or the environment. The EPA believes Gerdau Ameristeel is a PRP because Chaparral Steel Midlothian, a wholly-owned subsidiary of Gerdau Ameristeel, currently owns and occupies the Site. The law states that responsible parties liable to the United States for cleanup costs incurred in response actions such as the actions conducted at this Site.

I would like to thank Gerdau Ameristeel for its time and cooperation in this matter. If you have any questions, please direct them to EPA Enforcement Officer Stephen Capuyan at (214) 665-2163.

Sincerely yours,

6SF-TE:Capuyan:04/22/11:Gerdau Ameristeel Demand Letter

Capuyan	Johnson	Foster	Peycke	Wooster	Stenger
SF-TE	SF-TE	RC-S	RC-S	SEAT	SF-T

4/22

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4/27/11

ENCLOSURE 1
DEMAND FOR PAYMENT
GERDAU AMERISTEEL 2008 SCRAP FIRE RESPONSE

BACKGROUND

The Texas Commission on Environmental Quality notified EPA of the incident on May 27, 2008. The EPA mobilized to the Site to begin monitoring firewater runoff. Three berms had been in place, of which EPA observed two. Part of this monitoring included testing split samples collected from fractions generated from shredding the burned scrap metal pile. For more details on the response visit: http://epaossc.org/site/site_profile.aspx?site_id=4114.

DEMAND FOR PAYMENT

In accordance with Section 104 of CERCLA, EPA has already taken certain response actions and incurred certain costs in response to conditions at the Site. The EPA is seeking to recover from Gerdau Ameristeel its response costs and all the interest authorized to be recovered under Section 107(a) of CERCLA. EPA hereby makes a demand for payment from Gerdau Ameristeel for \$74,652.00 plus all interest authorized to be recovered under Section 107(a). Pursuant to Section 107(a) of CERCLA, 42 U.S.C. § 9607(a), interest shall accrue from the later of (i) the date that a specified amount is demanded in writing, or (ii) the date of the actual expenditure concerned.

Please make your payment for \$74,652.00 within 10 business days of the date Gerdau received this letter. The payment may be made by cashiers check payable to "EPA Hazardous Substance Superfund," and referencing the Gerdau Ameristeel Superfund Site and Site Spill ID Number – A6G9, or by wire transfer referencing the Gerdau Ameristeel Superfund Site and Site Spill ID Number – A6G9.

Send the check, with Gerdau Ameristeel's name and address, to:

EPA Hazardous Substance Superfund
Gerdau Ameristeel, SSID A6:G9
P.O. Box 360582M
Pittsburgh, PA 15251
ATTN: Collection Officer for Superfund

Wire transfers should be directed to the Federal Reserve Bank of New York

Federal Reserve Bank of New York
ABA = 021030004
Account = 68010727
SWIFT address = FRNYUS33
33 Liberty Street
New York NY 10045

Field Tag 4200 of the Fedwire message should read "D 68010727 Environmental Protection Agency "

YOUR RESPONSE TO EPA

A copy of Gerdau Ameristeel's check and/or transmittal letter should be sent simultaneously to the EPA contact, Mr. Stephen Capuyan, at the address indicated below. Gerdau Ameristeel's adherence to these procedures will ensure proper credit when payments are received.

Gerdau Ameristeel's written responses should be addressed to the following:

Stephen Capuyan, Enforcement Officer
U.S. Environmental Protection Agency
Region 6
Superfund Enforcement Assessment Team (6SF-TE)
1445 Ross Avenue
Dallas, Texas 75202-2733
Telephone: (214) 665-2163
Telefacsimile: (214) 665-6660

If Gerdau Ameristeel or its attorney has any legal questions pertaining to this matter, please direct them to:

Anne Foster, Attorney
U.S. Environmental Protection Agency
Region 6
Office of Regional Counsel (6RC-S)
1445 Ross Avenue
Dallas, Texas 75202-2733
Telephone: (214) 665-2169
Telefacsimile: (214) 665-6460

Also, please note that, because EPA has a potential claim against you, you must include EPA as a creditor if you file for bankruptcy. EPA reserves the right to file a proof of claim or an application for reimbursement of administrative expenses.